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FACSIMILE:

December 27, 2002

CERTIFICATE OF MAILING 37 C.F.R 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner departments, Washington, DC 20231, on the date below:

December 27, 2002 Date

k L. Highlander

BOX AF Commissioner for Patents Washington, D.C. 20231

Re: SN 0

SN 09/447,681 entitled "ADENOVIRUS p53 COMPOSITIONS AND METHODS"

by Roth

Our ref: INRP:003--2/10012299 UT ref: MDA90-002 CON 3

Commissioner:

Enclosed for filing in the above-referenced patent application are the following:

- (1) Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences;
- (2) \$160 check for filing the Notice of Appeal; and
- (3) A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/INRP:003--2.

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Gina N. Shishima

rully yours,

RELL NO 37,642

Reg. No. 45,104

GNS/lb Enclosures

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